

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Brian L Fulcher (Estate)
Magness, Marcus D. (Attorney for Julie Fulcher – Administrator) Motion and Motion to be Relieved as Counsel

DO	D: 2-20-11		MARCUS D. MAGNESS, Attorney for Administrator Julie Fulcher, is Petitioner. Petitioner states an irreconcilable conflict has arisen in	NEEDS/PROBLEMS/COMMENTS: Note: The Court will set a status hearing for Friday 8-23-13 for	
			that Ms. Fulcher is unresponsive to phone calls and emails and has refused to provide information required	Failure to File Inventory and Appraisal and Failure to File Account/Petition for Final	
	Aff.Sub.Wit.		to close the probate.	Distribution or status report.	
~	Verified			-	
	Inventory		Estate History:		
	PTC		JULIE FULCHER, ex-wife, was appointed as Special		
	Not.Cred.		Administrator without bond on 4-13-11 for the purpose		
~	Notice of Hrg		of gathering documents including bills that required		
~	Aff.Mail	W	attention prior to hearing on her appointment.		
	Aff.Pub.		A compating patition was filed but later with drawn by		
	Sp.Ntc.		A competing petition was filed, but later withdrawn, by the decedent's sister, Diana Cowan.		
	Pers.Serv.		The decedent 3 sister, Diana Cowart.		
	Conf. Screen		It was originally estimated that the estate contained		
	Letters		personal property (nature unspecified) in the amount		
	Duties/Supp		of \$50,000.00 and real property valued at \$210,000.00,		
	Objections		but encumbered for \$180,000.00; however, no I&A has been filed.		
	Video		beer filled.		
	Receipt		On 7-7-11, a TRO was granted pending a final order on		
	CI Report		Ms. Fulcher's petition to establish ownership of certain		
	9202		assets (a vehicle) that ordered the asset turned over to		
~	Order		Ms. Fulcher as Special Administrator.		
	Aff. Posting		Ms. Fulcher was later appointed as Administrator with	Reviewed by: skc	
	Status Rpt		Full IAEA without bond on 8-23-11.	Reviewed on: 7-26-13	
	UCCJEA		1	Updates:	
	Citation		The intestate heirs are Ms. Fulcher's and Decedent's	Recommendation:	
	FTB Notice		two children, one of whom is a minor. Ms. Fulcher is also	File 1 – Fulcher	
			guardian of his estate in 11CEPR00272.		
			Note: Approx. six (6) creditor's claims have been filed and allowed, and special notice has been requested by the California Franchise Tax Board and Wells Fargo Card Services.		

Atty Magness, Marcus D. (Attorney for Julie Fulcher – Mother – Guardian)

Motion and Motion to be Relieved as Counsel

Age: 17			
		T	
	Aff.Sub.Wit.		
~	Verified		
	Inventory		
	PTC		
	Not.Cred.		
~	Notice of		
	Hrg		
~	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf.		
	Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video		
	Receipt		
	CI Report		
	9202		
~	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

MARCUS D. MAGNESS, Attorney for Julie Fulcher, Mother and Guardian of the Estate, is Petitioner.

Petitioner states an irreconcilable conflict has arisen in that Ms. Fulcher is unresponsive to phone calls and emails.

Guardianship Estate History:

JULIE FULCHER, Mother, was appointed Guardian of the Estate of Matthew Fulcher on 6-9-11 without bond, with \$240,000.00 in blocked account.

I&A Partial No. 1 filed 7-20-12 reflected \$121,103.77, which was in a blocked account (receipt filed 2-16-12).

First Account filed 7-20-12 and settled on 9-18-12 indicated that the ward is still anticipated to receive distribution from his father's probate estate; however, because he resides in the primary asset, it is anticipated that a petition for instructions will be filed in that action regarding payment of creditors without sale of the home.

Note: Not all anticipated assets have been received at this point, due to the incomplete probate estate (Page 1).

When the First Account was settled, the Court set status for 8-14-14, at which time the minor will have turned 18, for filing the final account.

NEEDS/PROBLEMS/COMMENTS:

Note: The accounting in this guardianship estate appears to contain information regarding the status of the decedent's estate at Page 1 – that the family continued to reside in the home and expected to file a petition for instructions in the estate re: keeping the home with reference the debts/creditors of the estate. However, it appears from Mr. Magness' proof of service that the family no longer lives at that address; therefore, the Court may require the status of the house at this time.

See Page 1.

Note: A status hearing is currently set for 8-14-14; for the filing of the final account; however, due to the attorney's request to withdraw, the Court may set sooner status hearing.

Reviewed by: skc

Reviewed on: 7-26-13

Updates:

Recommendation:

File 2 - Fulcher

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Atty Kruthers, Heather H. (for Public Guardian – Conservator – Petitioner)

(1) First Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney [Prob. C. 2620; 2623; 2630; 2942]

Age: 63			PUBLIC GUARDIAN , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Account period: 4-18-12 through 4-17-13	On 7-31-12, the Court authorized payment of \$7,000.00 to L. Kim Aguirre, attorney for the Conservatee, for use in securing appropriate housing and transportation
	Aff.Sub.Wit. Verified Inventory PTC Not.Cred. Notice of Hrg Aff.Mail Aff.Pub. Sp.Ntc. Pers.Serv. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report 2620(c) Order Aff. Posting Status Rpt UCCJEA	w	 4-18-12 through 4-17-13 Accounting: \$176,895.67 Beginning POH: \$155,566.19 Ending POH: \$122,036.76 Conservator: \$18,024.12 (for 154.43 Deputy hours @ \$96/hr and 42.09 Staff hours @ \$76/hr per itemization) Attorney: \$2,500.00 (per local rule) Costs: \$499.00 (filing, certified letters) Bond fee: \$356.15 (ok) Petitioner prays for an order: 1. Approving, allowing and settling the account and report as filed; 2. Authorizing conservator and attorney fees and costs; 3. Payment of the bond fee; and 4. Other relief as the Court considers proper. 	
	Citation			Recommendation:
	FTB Notice			File 3-Lee
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4 Jo L. Green (Estate)

Case No. 12CEPR00932

Atty Williams, Steven R. (of Visalia, for Sandra Akin – Administrator – Petitioner)

Petition for Distribution on Waiver of Accounting

DOD: 9-20-12			SANDRA AKIN, Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:	
			Accounting is waived.	1.	The petition does not state the assets on hand pursuant to Cal. Rules of
			I&A: \$388,526.86		Court 7.550(b)(4). If cash, need
	Aff.Sub.Wit.		POH: Not stated		dollar amount.
-	Verified		Administrator(Statutory): Waived	2.	Need revised order indicating dollar
-	Inventory		, , , ,		amount to be distributed pursuant to
~	PTC		Attorney (Statutory): \$10,770.54		Local Rule 7.6.1.A.
~	Not.Cred.		However, Attorney has agreed to accept less than the statutory amount stated		
~	Notice of Hrg		above, in an amount not yet determined,		
~	Aff.Mail	W	as billed on hourly basis pursuant to		
	Aff.Pub.		agreement.		
	Sp.Ntc.		Distribution pursuant to intestate succession		
	Pers.Serv.		and disclaimer filed 1-11-13:		
	Conf. Screen				
	Letters		Jennifer I. Fisher – all assets		
	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
	Order				
	Aff. Posting			Re	viewed by: skc
	Status Rpt			Re	viewed on: 7-26-13
	UCCJEA				dates:
	Citation				commendation:
	FTB Notice			Fil€	e 4 – Green

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